19 2007 By Attorney's Docket No. 1032751-000052

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of	
Jean-Marc Balloul et al.	Group Art Unit: 1648
Application No.: 09/832,899	Examiner: Agnieszka Boesen
Filing Date: April 12, 2001	Confirmation No.: 1686
Γitle: POXVIRUS WITH TARGETED INFECTION SPECIFICITY	

SUBMISSION OF TERMINAL DISCLAIMER

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

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applica		uted Terminal Disclaimer in connection with th quisite fee is $\square \$ 65 \bowtie \$ 130$.
	Charge	to Deposit Account 02-4800 for the fee due.
	☐ Charge \$ 130 to credit ca	ard. Form PTO-2038 is attached.
	This paper is submitted in du	plicate.
		Respectfully submitted,
		BUCHANAN INGERSOLL & ROONEY PC
_		A55 SAID

Date December 19, 2007

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TERMINAL DISCLAIMER TO OBVIATE A PROVISIONAL DOUBLE PATENTING RÉJECTION OVER A PENDING "REFERENCE", APPLICATION

Docket Number (Optional) 1032751-000052

In re Application of:

Jean-Marc Balloul et a

Application No.:

09/832.899

Filed:

April 12, 2001

For:

POXVIRUS WITH TARGETED IN ECTION SPECIFICITY

The owner*, TRANSGENE S.A., of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term of any patent granted on pending reference Application Number 10/934,728, filed on September 7, 2004, as such term is defined in 35 U.S.C 154 and 173, and as the term of any patent granted on said reference application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending reference application. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the reference application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

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☐ The undersigned is an attorney or agent of record. Registration No. <u>56704</u> 2.

Lisa E. Stahl

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